

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**GERALD KIESEWETTER and
ERIKA NOELL,**

Plaintiffs,

v.

**OTIS ELEVATOR COMPANY,
Defendant.**

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CIVIL ACTION

NO. 14-1517

ORDER

AND NOW, this 1st day of July 2014, upon consideration of Defendant's Motion to Dismiss [Doc. No. 4], Plaintiffs' Response and Defendant's Reply, and for the reasons set forth in the accompanying memorandum opinion, it is hereby **ORDERED** that the Motion is **GRANTED** in part and **DENIED** in part.

The Motion is **GRANTED** as to Plaintiff Noell's claim for age discrimination in the promotion process.

The Motion is otherwise **DENIED**. Defendant shall file its Answer regarding all other claims within 21 days of the date of this Order.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.